

**ASSEMBLY BILL**

**No. 1593**

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**Introduced by Assembly Member Blakeslee**

February 23, 2007

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An act to amend Section 44932 of the Education Code, relating to school employees.

LEGISLATIVE COUNSEL'S DIGEST

AB 1593, as introduced, Blakeslee. School employees: grounds for dismissal.

Existing law prohibits a permanent employee from being dismissed except for one or more of certain enumerated causes.

This bill would make technical, nonsubstantive changes to those provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1     SECTION 1. Section 44932 of the Education Code is amended  
2     to read:  
3     44932. (a) No permanent employee shall be dismissed except  
4     for one or more of the following causes:  
5         (1) Immoral or unprofessional conduct.  
6         (2) Commission, aiding, or advocating the commission of acts  
7     of criminal syndicalism, as prohibited by Chapter 188 of the  
8     Statutes of 1919, or in ~~any~~ *an* amendment ~~thereof~~ *that chapter*.  
9         (3) Dishonesty.  
10        (4) Unsatisfactory performance.

1 (5) Evident unfitness for service.

2 (6) Physical or mental condition unfitting him or her to instruct  
3 or associate with children.

4 (7) Persistent violation of or refusal to obey the school laws of  
5 the state or reasonable regulations prescribed for the government  
6 of the public schools by the State Board of Education or by the  
7 governing board of the school district employing him or her.

8 (8) Conviction of a felony or of any crime involving moral  
9 turpitude.

10 (9) Violation of Section 51530 or conduct specified in Section  
11 1028 of the Government Code, added by Chapter 1418 of the  
12 Statutes of 1947.

13 (10) Knowing membership by the employee in the Communist  
14 Party.

15 (11) Alcoholism or other drug abuse~~which~~ *that* makes the  
16 employee unfit to instruct or associate with children.

17 (b) The governing board of a school district may suspend  
18 without pay for a specific period of time on grounds of  
19 unprofessional conduct a permanent certificated employee or, in  
20 a school district with an average daily attendance of less than 250  
21 pupils, a probationary employee, pursuant to the procedures  
22 specified in Sections 44933, 44934, 44935, 44936, 44937, 44943,  
23 and 44944. This authorization shall not apply to any school district  
24 ~~which~~ *that* has adopted a collective bargaining agreement pursuant  
25 to subdivision (b) of Section 3543.2 of the Government Code.